

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FILED/ACCEPTED

AUG 27 2012

Federal Communications Commission
Office of the Secretary

In the Matter of)

MARITIME COMMUNICATIONS/LAND)
MOBILE, LLC)

EB Docket No. 11-71
File No. EB-09-IH-1751
FRN: 001358779

Participant in Auction No. 61 and Licensee of Various)
Authorizations in the Wireless Radio Services)

Applicant for Modification of Various Authorizations in)
the Wireless Radio Services)

Applicant with ENCANA OIL AND GAS (USA),)
INC.; DUQUESNE LIGHT COMPANY; DCP)
MIDSTREAM, LP; JACKSON COUNTY RURAL)
MEMBERSHIP ELECTRIC COOPERATIVE;)
PUGET SOUND ENERGY, INC.; ENBRIDGE)
ENERGY COMPANY, INC.; INTERSTATE)
POWER AND LIGHT COMPANY; WISCONSIN)
POWER AND LIGHT COMPANY; DIXIE)
ELECTRIC MEMBERSHIP CORPORATION,)
INC.; ATLAS PIPELINE-MID CONTINENT,)
LLC; DENTON COUNTY ELECTRIC)
COOPERATIVE, INC., DBA COSERV)
ELECTRIC; AND SOUTHERN CALIFORNIA)
REGIONAL RAIL AUTHORITY)

Application File Nos. 0004030479,
0004144435, 0004193028,
0004193328, 0004354053,
0004309872, 0004310060,
0004314903, 0004315013,
0004430505, 0004417199,
0004419431, 0004422320,
0004422329, 0004507921,
0004153701, 0004526264,
0004636537, 0004604962

For Commission Consent to the Assignment of Various)
Authorizations in the Wireless Radio Services)

To: Marlene H. Dortch, Secretary
Attn.: Chief Administrative Law Judge Richard L. Sippel

DUQUESNE LIGHT COMPANY'S ANSWERS TO
ENFORCEMENT BUREAU'S FIRST SET OF INTERROGATORIES

Duquesne Light Company ("Duquesne"), by counsel, serves the following answers and
responses to Enforcement Bureau's First Set of Interrogatories directed to Duquesne.

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General Objections

(a) Duquesne hereby reserves any objections it may have to the admission in evidence of the information provided herein on the grounds of materiality, relevancy or other proper grounds for objection.

(b) The information to be provided is not based solely on the knowledge of Duquesne, but includes knowledge of its agents, representatives and attorneys, unless privileged.

(c) The word usage and sentence structure of the discovery responses may be that of the attorney assisting Duquesne and thus does not necessarily purport to be the precise language of Duquesne.

(d) Duquesne generally objects to the extent the interrogatory is unduly burdensome and broad, immaterial, irrelevant, not limited in scope and not reasonably calculated to lead to the discovery of admissible evidence.

(e) Duquesne generally objects to the interrogatories to the extent they seek attorney-work product, privileged communication and/or information and documents prepared in anticipation of litigation.

(f) Duquesne generally objects to the extent the interrogatories define terms and seek information which is not permissible under the Federal Communications Commission Rules.

INTERROGATORIES

1. Identify, by call sign and location, each Site-based Authorization that you lease or have leased from Maritime.

ANSWER: Duquesne leases portions of WHG750 from Maritime. Duquesne constructed the following sites, which are also referenced in the "Buildout Documentation" file produced in response to Request for Production of Documents, Request Nos. 2 and 3, pursuant to that authority:

- a) Dravosburg Tower- 217.0250 MHz 40-22-30N, 79-53-23W
- b) Hopewell Tower – 219.2125 MHz 40-36-16N, 80-14-38W
- c) Mt. Washington Tower -217.1500 MHz 40-25-34N, 80-00-13W
- d) North Tower – 217.2759 MHz 40-32-32N, 79-59-21W

- e) Plum Tower – 217.0875 MHz 40-28-18N, 79-43-25W
- f) Wilmerding Tower – 217.2125 MHz 40-24-06N, 79-48-49W
- g) Shippingport Tower – 219.2759 MHz 40-37-01N, 80-26-22W
- h) Valley Tower – 219.1500 MHz 40-42-59N, 80-17-40W
- i) Clinton Tower – 219.0250 MHz 40-30-29N, 80-18-18W
- j) Raccoon Tower – 217.0875 MHz 40-38-25N, 80-19-59W

2. Describe the coverage area provided by any facility that was constructed at each location for each call sign you identified in response to Interrogatory No. 1, above.

ANSWER: All the towers listed in response to Interrogatory 1 are located in Beaver and Allegheny Counties, Pennsylvania. See also the “Coverage Map” produced by Duquesne in response to Request for Production of Documents, Request No. 5.

3. State whether there is currently a facility constructed at each location for each call sign you identified in response to Interrogatory No. 1, above.

ANSWER: Duquesne has constructed the sites as listed above in response to Interrogatory No. 1. See also Duquesne’s Answer to Interrogatory No. 9.

4. State whether a facility is currently operating (i.e., on-the-air, transmitting a signal) at each location you identified in your response to Interrogatory No. 1, above. If not, explain why not.

ANSWER: Duquesne is currently operating all sites. All of the towers set forth in response to Interrogatory No. 1 are operating in the 217-219 MHz band, except for the Mt. Washington, Clinton and Valley sites, that recently received a change in equipment to operate at

900 MHz pursuant to other authority and as further described in response to Interrogatory No. 9, below.

5. For each location you identified in your response to Interrogatory No. 1, above, state the date on which construction of a facility at that location was completed.

ANSWER:

Dravosburg Tower- 5/13/2010

Hopewell Tower – 6/22/2010

Mt. Washington Tower -5/25/2010

North Tower – 5/14/2010

Plum Tower – 5/10/2010

Wilmerding Tower – 5/18/2010

Shippingport Tower – 7/30/2010

Valley Tower – 5/03/2010

Clinton Tower – 5/28/2010

Raccoon Tower – 6/15/2010

6. For each location you identified in your response to Interrogatory No. 1, above, state the date on which a facility at that location was placed in operation.

ANSWER:

Dravosburg Tower- 5/13/2010

Hopewell Tower – 6/22/2010

Mt. Washington Tower -5/25/2010

North Tower – 5/14/2010

Plum Tower – 5/10/2010

Wilmerding Tower – 5/18/2010

Shippingport Tower – 7/30/2010

Valley Tower – 5/03/2010

Clinton Tower – 5/28/2010

Raccoon Tower – 6/15/2010

7. State whether a facility was operating (*i.e.*, on-the-air, transmitting a signal) at each location you identified in your response to Interrogatory No. 1, above, at the time you leased it from Maritime. If not, explain why not.

ANSWER: Duquesne objects to this interrogatory because it is vague, confusing, overbroad, seeks information not within Duquesne's knowledge and is premised on speculation (that a facility already existed, or needed to exist, at a location). Once Duquesne was the authorized lessee of spectrum from MCLM, it constructed the facilities (as listed above in response to Interrogatory No. 1) and operated them as of the dates set forth in response to Interrogatory No. 6. The identified locations are properties owned or leased by Duquesne, not Maritime.

8. State whether a facility was constructed at each location you identified in your response to Interrogatory No. 1, above, at the time you leased it from Maritime. If not, explain why not.

ANSWER: Duquesne objects to this interrogatory because it is vague, confusing, overbroad, seeks information not within Duquesne's knowledge and is premised on speculation (that a facility already existed, or needed to exist, at a location). Once Duquesne was the authorized lessee of spectrum from MCLM, it constructed the facilities (as listed above in response to Interrogatory No. 1) as of the dates set forth in response to Interrogatory No. 5. The identified locations are properties owned or leased by Duquesne, not Maritime.

9. State whether operations at each facility constructed at each location you identified in your response to Interrogatory No. 1, above, have ever ceased. If so, explain why and describe how long any such facility at any such location was not or has not been operating.

ANSWER: No operations have ceased. Duquesne avers, however, that because it required greater certainty of long-term operations at its Clinton, Valley and Mt. Washington locations in light of this on-going proceeding, it recently replaced its 217-219 MHz antennas with 900 MHz antennas (pursuant to other operating authority) at those sites, as of the dates set forth below:

- a. Clinton Tower – 2/01/2012
- b. Valley Tower – 2/15/2012
- c. Mt. Washington Tower – 2/22/2012.

10. With respect to each Site-based Authorization you identified in response to Interrogatory No. 1, above, identify each location at which a facility was not constructed in accordance with the requirements of the relevant License, including geographic coordinates, antenna heights, and other technical parameters included on the License.

ANSWER: None.

11. With respect to any location you identified in response to Interrogatory No. 10, above, describe how the facility differs from the requirements of the relevant License, including geographic coordinates, antenna heights, and other technical parameters included on the Lease.

ANSWER: All Site-based Authorizations were constructed as required. Duquesne also avers that its Plum Tower site is located in close proximity to the Allegheny County border and that, due to interference issues, Duquesne used a special antenna to reduce signal attenuation into surrounding counties.

12. Describe each Communication between you (or any Representative of yours) and Maritime referring or relating to Maritime's Site-based Authorizations, including, but not limited to, the date any such Communication(s) occurred, the names and affiliation of each individual who participated in or received any such Communication(s), and the subject matter of such Communication.

ANSWER: Please see "Communications with MCLM" file, organized by date, and produced in Response to Request for Production Requests Nos. 6 and 8.

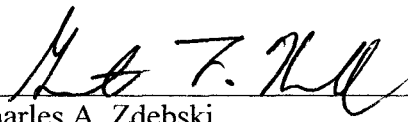
13. Describe each meeting which both you (or any Representative of yours) and Maritime attended referring or relating to Maritime's Site-based Authorizations, including but not limited to, the date any such meeting(s) took place, the names and affiliation of each individual who attended the meeting, and the subject matter discussed.

ANSWER: Duquesne representatives never met with Maritime representatives in person. Although telephone conferences between the companies occurred, Duquesne is unable to recollect the dates, attendees or topics of such calls. Most communications occurred via email and those communications have been provided in the "Communications with MCLM" file.

14. In the event you are unable to respond to any Interrogatory above, please explain why you are unable to respond.

ANSWER: None.

Respectfully submitted,



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Counsel to Duquesne Light Company

VERIFICATION

I, **Lee Pillar**, state that I sign the foregoing responses to Enforcement Bureau's Interrogatories on behalf of Duquesne Light Company, and that I am duly authorized to do so. I verify under penalty of perjury under the laws of the United States of America that the foregoing answers are true and correct, except as to those matters as to which I lack personal knowledge, and as to those matters I state that, based on the information available to me, they are true and correct to the best of my information available to me, they are true and correct to the best of my information, belief and knowledge.

A handwritten signature in black ink, appearing to read 'L. Pillar', written over a horizontal line.

Lee Pillar
Senior Communications Engineer

CERTIFICATE OF SERVICE

I, Charles A. Zdebski, certify that on this 27th day of August, 2012, I caused a true and correct copy of the foregoing Duquesne Light Company's Answers to Enforcement Bureau's First Set of Interrogatories were served via electronic mail and first-class mail, postage prepaid, upon:

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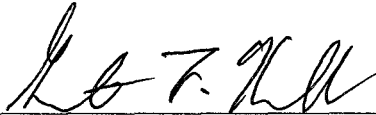
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